

CERTIFICATE FOR ORDER

**THE STATE OF TEXAS
COUNTY OF MONTGOMERY
NEW CANEY MUNICIPAL UTILITY DISTRICT**

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I, the undersigned Secretary of the Board of Directors (the "Board") of New Caney Municipal Utility District (the "District"), hereby certify as follows:

1. The Board convened in special session, open to the public, at noon on Tuesday, April 30, 2024, at the regular meeting place thereof, and the roll was called of the members of the Board, to-wit:

William B. Smith	President
Jerry Vernon	Vice President
Tony A. Martinez	Secretary
Matthew J. Peterson	Treasurer
Mary Anne Vickery	Assist. Secretary/Assist. Treas.

All members of the Board were present, except for Director Smith, thus constituting a quorum. Whereupon, among other business, the following was transacted at such meeting:

**ORDER DECLARING UNOPPOSED CANDIDATES
ELECTED TO OFFICE AND CANCELING ELECTION**

was duly introduced for the consideration of the Board. It was then duly moved and seconded that such Order be adopted; and after full discussion, such motion, carrying with it the adoption of such Order prevailed, carried, and became effective by the following vote:

AYES: 4 NOES: 0

A true, full and correct copy of the aforesaid Order adopted at the Meeting described in the above and foregoing paragraph is attached to and follows this Certificate; such Order has been duly recorded in the Board's minutes of such Meeting; the above and foregoing paragraph is a true, full, and correct excerpt from the Board's minutes of such Meeting pertaining to the adoption of such Order; the persons named in the above and foregoing paragraph are the duly chosen, qualified, and acting officers and members of the Board as indicated therein; each of the officers and members of the Board are duly and sufficiently notified officially and personally, in advance, of the time, place, and purpose of such Meeting, and that such Order would be introduced and considered for adoption at such meeting, and each of the officers and members consented, in advance, to the holding of such Meeting for such purpose; and such Meeting was open to the public and public notice of the time, place, and purpose of such Meeting was given, all as required by Chapter 551 of the Texas Government Code and Section 49.063 of the Texas Water Code, as amended.

SIGNED this the 30th day of April, 2024.

Tony A. Martinez
Secretary Board of Directors

(DISTRICT SEAL)
DISTRICT OF MONTGOMERY COUNTY

Jerry R. Vernon
Vice President, Board of Directors

**ORDER DECLARING UNOPPOSED CANDIDATES
ELECTED TO OFFICE AND CANCELING ELECTION**

**THE STATE OF TEXAS
COUNTY OF MONTGOMERY
NEW CANEY MUNICIPAL UTILITY DISTRICT**

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WHEREAS, Johnson Petrov LLP, the Attorney and designated agent for New Caney Municipal Utility District (the "District"), is the authority responsible for having the official ballot prepared for the District's May 4, 2024 Directors Election (the "Election"); and

WHEREAS, the filing deadline for placement on the ballot and the list of approved write-in candidates for the Election was 5:00 p.m. on February 20, 2024; and

WHEREAS, pursuant to the provisions of Section 2.052, Texas Election Code, as amended, Johnson Petrov LLP has certified in writing to the Board of Directors (the "Board") of the District that the candidates to be listed on the ballot for the election are unopposed; for example, only one candidate's name will appear on the ballot for each open position and no candidate's name will be placed on an approved list of write-in candidates for the office of director of the District; and

WHEREAS, pursuant to the provisions of Section 2.053, Texas Election Code, as amended, the Board of the District has the authority to declare unopposed candidates elected to office.

NOW, THEREFORE, BE IT ORDERED BY THE BOARD OF DIRECTORS OF NEW CANEY MUNICIPAL UTILITY DISTRICT THAT:

Section 1: The Board of the District hereby declares the following unopposed candidates to be elected to the office of director of the District:

William B. Smith
Jerry Vernon
Matthew J. Peterson

Each candidate declared elected to office shall serve until the biennial directors election in the year **2028**, or until his/her successor has been duly elected or appointed and has qualified.

Section 2: Each candidate declared elected to office under this Order shall enter into the duties of his/her office and shall begin to serve his/her term of office after May 4, 2024, and upon posting bond in the amount of \$10,000, taking the constitutional oath of office, and acceptance of the bond and oath of office by the District's Board.

Section 3: Pursuant to the provisions of Section 2.053(b), Texas Election Code, as amended, the Election shall not be held. A copy of this Order shall be posted on Election Day at each polling place that would have been used in the Election.

Section 4: The President and Secretary of the District's Board and Johnson Petrov LLP are hereby authorized and directed to take any action necessary to carry out the provisions of this Order.

WITNESS OUR HANDS AND THE SEAL OF THE DISTRICT this 30th day of April,
2024.



Vice President, Board of Directors

ATTEST:



Secretary, Board of Directors



CERTIFICATE REGARDING UNOPPOSED CANDIDATES

Johnson Petrov LLP, the Attorney and designated agent for **NEW CANEY MUNICIPAL UTILITY DISTRICT** (the "District") of Montgomery County, Texas and the authority responsible for having the official ballot prepared for the District's May 4, 2024 Directors Election (the "Election"), does hereby certify that the candidates to be listed on the ballot for the Election are unopposed; for example, only one candidate's name will appear on the ballot for each open position and no candidate's name will be placed on an approved list of write-in candidates for the office of director of the District.

This certification is made pursuant to the requirements of Section 2.052, Texas Election Code, as amended, to enable the Board of the District to adopt, in its discretion, the Order Declaring Each Unopposed Candidate Elected to Office under the provisions of Section 2.053, Texas Election Code, as amended.

EXECUTED this 30th day of April, 2024.

JOHNSON PETROV LLP

By: 

Attorney for the District

**ORDEN DE DECLARACIÓN DE ELECCIÓN DE CANDIDATOS ÚNICOS
PARA ASUMIR EL CARGO Y DE CANCELACIÓN DE ELECCIÓN**

EL ESTADO DE TEXAS

CONDADO DE MONTGOMERY

NUEVO DISTRITO MUNICIPAL DE SERVICIOS PÚBLICOS DE CANEY

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POR CUANTO, Johnson Petrov LLP, Abogados y agente de Nuevo distrito municipal de servicios públicos de Caney (el "Distrito"), es la autoridad responsable de preparar la papeleta oficial para la Elección de Directores del Distrito que se llevará a cabo el 4 de mayo de 2024 (la "Elección"); y

POR CUANTO, las fechas límite de presentación para la inclusión en la papeleta y en la lista de candidatos no incluidos en la papeleta aprobados para la Elección fueron el 20 de febrero de 2024, a las 5:00 p.m.; y

POR CUANTO, conforme a las disposiciones de la Sección 2.052 del Código Electoral (Election Code) de Texas, con sus modificaciones, Johnson Petrov LLP ha certificado por escrito a la Junta Directiva (la "Junta") del Distrito que los candidatos que se incluirán en la papeleta para la elección son únicos; por ejemplo, en la papeleta aparecerá el nombre de un solo candidato para cada puesto vacante y no se incluirá el nombre de ningún candidato en una lista aprobada de candidatos no incluidos en la papeleta para el cargo de director del Distrito; y

POR CUANTO, conforme a las disposiciones de la Sección 2.053 del Código Electoral de Texas, con sus modificaciones, la Junta del Distrito tiene la autoridad para declarar que los candidatos únicos han sido elegidos para asumir el cargo.

POR LO TANTO, LA JUNTA DIRECTIVA DE NUEVO DISTRITO MUNICIPAL DE SERVICIOS PÚBLICOS DE CANEY:

Section 1: Por la presente, la Junta del Distrito declara que los siguientes candidatos únicos han sido elegidos para asumir el cargo de director del Distrito:

William B. Smith
Jerry Vernon
Matthew J. Peterson

Cada candidato declarado elegido para asumir el cargo deberá desempeñar su función hasta la elección de directores bienal en el año **2028**, o hasta que su sucesor haya sido debidamente elegido o designado, y haya reunido los requisitos para desempeñar dicha función.

Section 2: Cada candidato declarado elegido para asumir el cargo en virtud de esta Orden comenzará a cumplir las obligaciones de su cargo y su mandato después del 4 de mayo de 2024 y después de otorgar una fianza por la cantidad de \$10,000, de prestar el juramento de asunción del cargo y de que la Junta del Distrito haya aceptado la fianza y el juramento de asunción del cargo.

Section 3: Conforme a las disposiciones de la Sección 2.053(b) del Código Electoral de Texas, con sus modificaciones, no se llevará a cabo la Elección. El día de la elección se debe colocar una copia de la presente Orden en cada lugar de votación que se habría utilizado para la elección.

Section 4: Por la presente, se autoriza al Presidente y al Secretario de la Junta del Distrito y a Johnson Petrov LLP a tomar las medidas necesarias para llevar a cabo las disposiciones de esta Orden y se les ordena hacerlo.

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